HOUSE . . . . No. 1069

The Commonwealth of Massachusetts

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PRESENTED BY:

Christopher G. Fallon

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To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to nursing facility and long term care claims.

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PETITION OF:

NAME:	DISTRICT/ADDRESS:
Christopher G. Fallon	33rd Middlesex
Paul J. Donato	35th Middlesex
Susan Williams Gifford	2nd Plymouth
Michael F. Rush	10th Suffolk
Angelo J. Puppolo, Jr.	12th Hampden
John V. Fernandes	10th Worcester
William N. Brownsberger	24th Middlesex
Charles A. Murphy	21st Middlesex
Patricia D. Jehlen	Second Middlesex
James B. Eldridge	Middlesex and Worcester
Frank I. Smizik	15th Norfolk
Robert L. Rice, Jr.	2nd Worcester
Jennifer M. Callahan	18th Worcester
Ruth B. Balser	12th Middlesex
Kathi-Anne Reinstein	16th Suffolk
Walter F. Timilty	7th Norfolk
Theodore C. Speliotis	13th Essex
Gale D. Candaras	First Hampden and Hampshire
Mark V. Falzone	9th Essex

The Commonwealth of Massachusetts

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In the Year Two Thousand and Nine

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AN ACT RELATIVE TO NURSING FACILITY AND LONG TERM CARE CLAIMS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1   Section 33 of Chapter 118E of the General Laws is hereby amended by striking it and inserting the
2 following new section 33:—
3 Section 33. No claim for costs of a nursing facility and other long term care services may be made by the division
4 under section 31 or 32 if the individual receiving medical assistance was permanently institutionalized, had notified
5 the division that he had no intent on returning home, and had on the date of admission to the nursing facility or other
6 medical institution long term care insurance that when purchased met the requirements of 211 C.M.R. 65.00.